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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,)	NO. 3:22-CR-00210-SI
)	
Plaintiff,)	STIPULATION TO CONTINUE CHANGE OF
)	PLEA HEARING AND TO EXCLUDE TIME
v.)	FROM SEPTEMBER 9, 2022 TO OCTOBER 7,
)	2022 AND [PROPOSED] ORDER
CHRISTOPHER WAGNER,)	
)	
Defendant.)	

It is hereby stipulated by and between counsel for the United States and counsel for the defendant Christopher Wagner, that the change of plea hearing currently scheduled for September 9, 2022, be continued to October 7, 2022. The parties also stipulate that time be excluded under the Speedy Trial Act from September 9, 2022, through October 7, 2022.

At the previous change of plea hearing on August 26, 2022, the government and counsel for the defendant agreed to continue the hearing and that time be excluded under the Speedy Trial Act so that defense counsel could continue to prepare, including by reviewing the discovery already produced. For this reason and as further stated on the record at the hearing, the parties stipulated and agreed that excluding time until the rescheduled change of plea hearing set for September 9, 2022, will allow for the effective preparation of counsel. *See* 18 U.S.C. § 3161(h)(7)(B)(iv). Time was also waived under the

STIPULATION TO EXCLUDE TIME AND [PROPOSED] ORDER
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Speedy Trial Act. 18 U.S.C. § 3161(h)(7)(A), (B)(iv).

The parties need additional time so that defense counsel can continue to prepare, including by reviewing the discovery already produced. The parties stipulate and agree that continuing the plea hearing one more time to October 7, 2022 and excluding time until October 7, 2022, will allow for the effective preparation of counsel. *See* 18 U.S.C. § 3161(h)(7)(B)(iv).

The parties further stipulate and agree that the ends of justice served by excluding the time from September 9, 2022 to October 7, 2022, from computation under the Speedy Trial Act outweigh the best interests of the public and the defendant in a speedy trial. 18 U.S.C. § 3161(h)(7)(A), (B)(iv).

The undersigned Assistant United States Attorney certifies that she has obtained approval from counsel for the defendant to file this stipulation and proposed order.

IT IS SO STIPULATED.

DATED: September 8, 2022

/s/
CHRISTA HALL
Assistant United States Attorney

DATED: September 8, 2022

/s/
DANIEL BLANK
Counsel for Defendant CHRISTOPHER WAGNER

[PROPOSED] ORDER

Based upon the facts set forth in the stipulation of the parties and the representations made therein and for good cause shown, the Court finds that failing to continue the hearing and exclude the time from September 9, 2022, through October 7, 2022, would unreasonably deny defense counsel and the defendant the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(7)(B)(iv). The Court further finds that the ends of justice served by excluding the time from September 9, 2022, to October 7, 2022, from computation under the Speedy Trial Act outweigh the best interests of the public and the defendant in a speedy trial. Therefore, and with the consent of the parties, IT IS HEREBY ORDERED that the change of plea hearing is continued from September 9, 2022, to October 7, 2022 at 12:00 p.m. and time from September 9, 2022 to October 7, 2022 shall be excluded from computation under the Speedy Trial Act. 18 U.S.C. § 3161(h)(7)(A), (B)(iv).

IT IS SO ORDERED.

DATED: _____

Hon. Susan Illston
United States Senior District Judge